

**THIRTIETH LEGISLATIVE DAY  
TUESDAY, FEBRUARY 4, 2003**

House of Representatives

The House convened at 11 a.m., the Speaker in the Chair.

Roll call showed all 70 members present.

Prayer was offered by Chaplain Jim Hardenbrook.

The Pledge of Allegiance was led by Janae Andersen, Page.

**Approval of Journal**

February 4, 2003

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Twenty-ninth Legislative Day and recommend that same be adopted as corrected.

FIELD(18), Chairman

Mrs. Field(18) moved that the report be adopted. Seconded by Mrs. Boe. Report adopted.

**Consideration of Messages from the  
Governor and the Senate**

February 3, 2003

Mr. Speaker:

I transmit herewith enrolled **S 1014** for the signature of the Speaker.

WOOD, Secretary

The Speaker announced he was about to sign enrolled **S 1014** and, when so signed, ordered it returned to the Senate.

February 3, 2003

Mr. Speaker:

I return herewith enrolled **H 55**, **H 74**, and **H 77** which have been signed by the President.

WOOD, Secretary

Enrolled **H 55**, **H 74**, and **H 77** were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

February 3, 2003

Mr. Speaker:

I transmit herewith **S 1019** and **S 1028** which have passed the Senate.

WOOD, Secretary

**S 1019** and **S 1028** were filed for first reading.

February 3, 2003

Mr. Speaker:

I return herewith **H 87**, **H 68**, and **H 69** which have passed the Senate.

WOOD, Secretary

**H 87**, **H 68**, and **H 69** were referred to the Judiciary, Rules, and Administration Committee for enrolling.

**Report of Standing Committees**

February 4, 2003

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled **H 75**, **H 79**, and **H 80**.

FIELD(18), Chairman

The Speaker announced he was about to sign enrolled **H 75**, **H 79**, and **H 80**, and, when so signed, ordered them transmitted to the Senate for the signature of the President.

February 3, 2003

Mr. Speaker:

We, your COMMITTEE ON BUSINESS, report that we have had under consideration **H 132** and **H 134** and recommend that they do pass.

BLACK, Chairman

**H 132** and **H 134** were filed for second reading.

February 3, 2003

Mr. Speaker:

We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration **H 56** and **H 65** and recommend that they do pass.

STEVENSON, Chairman

**H 56** and **H 65** were filed for second reading.

February 4, 2003

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration **H 130** and recommend that it do pass.

CROW, Chairman

**H 130** was filed for second reading.

February 4, 2003

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration **H 111** and report it back with amendments attached to be placed on General Orders for consideration.

DEAL, Chairman

**H 111** was placed on General Orders for consideration.

There being no objection, the House advanced to the Eighth Order of Business.

**Introduction, First Reading, and Reference**

**of Bills and Joint Resolutions**

**HOUSE BILL NO. 139**

**BY REVENUE AND TAXATION COMMITTEE**

**AN ACT**

RELATING TO CONSOLIDATION OF LIBRARY DISTRICTS; AMENDING SECTION 33-2711, IDAHO CODE, TO STRIKE A REQUIREMENT OF CONTIGUOUS TERRITORY.

**HOUSE BILL NO. 140**

**BY REVENUE AND TAXATION COMMITTEE**

**AN ACT**

RELATING TO CONSOLIDATION OF LIBRARIES; AMENDING SECTION 33-2710, IDAHO CODE, TO CLARIFY THE BUDGETS TO BE USED TO DETERMINE A CONSOLIDATED DISTRICT'S FIRST BUDGET.

**HOUSE BILL NO. 141**

**BY REVENUE AND TAXATION COMMITTEE**

**AN ACT**

RELATING TO THE TERRITORY OF A LIBRARY DISTRICT; AMENDING SECTION 33-2703, IDAHO CODE, TO SPECIFY PROCEDURE WHEN TERRITORY IS ANNEXED TO A CITY WITHIN A LIBRARY DISTRICT; AND AMENDING SECTION 33-2709, IDAHO CODE, TO AUTHORIZE EXISTING CITY LIBRARIES TO JOIN A LIBRARY DISTRICT WHETHER CONTIGUOUS OR NONCONTIGUOUS.

**HOUSE BILL NO. 142**

**BY REVENUE AND TAXATION COMMITTEE**

**AN ACT**

RELATING TO ASSESSMENT OF REAL AND PERSONAL PROPERTY; AMENDING SECTION 63-314, IDAHO CODE, TO SPECIFY A TIMELINE FOR THE APPRAISAL OF ALL TAXABLE PROPERTY IN A COUNTY AND TO MAKE TECHNICAL CORRECTIONS.

**HOUSE BILL NO. 143**

**BY BUSINESS COMMITTEE**

**AN ACT**

RELATING TO LICENSING OF ELECTRICAL JOURNEYMEN; AMENDING SECTION 54-1007, IDAHO CODE, TO REQUIRE CONTINUATION TRAINING OF APPRENTICE ELECTRICIANS WHO HAVE NOT TAKEN OR PASSED THE JOURNEYMAN'S EXAMINATION WITHIN TWO YEARS OF COMPLETING INSTRUCTIONAL TRAINING OR WHO HAVE NOT ADVANCED IN APPRENTICESHIP TRAINING FOR A PERIOD OF TWO YEARS AND TO AUTHORIZE THE ELECTRICAL BOARD TO ESTABLISH BY RULE REQUIREMENTS FOR CONTINUATION TRAINING.

**HOUSE BILL NO. 144**

**BY BUSINESS COMMITTEE**

**AN ACT**

RELATING TO THE UNIFORM GIFT TO MINORS ACT; AMENDING SECTION 68-801, IDAHO CODE, TO

FURTHER DEFINE TERMS; AMENDING SECTION 68-820, IDAHO CODE, TO PROVIDE THAT TERMINATION OF CUSTODIANSHIP OCCURS AT AGE TWENTY-FIVE; AND AMENDING SECTION 68-822, IDAHO CODE, TO GOVERN THE EFFECT OF THIS ACT UPON EXISTING CUSTODIANSHIPS.

**HOUSE BILL NO. 145**

**BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE**

**AN ACT**

RELATING TO SHERIFF'S FEES; AMENDING SECTION 31-3203, IDAHO CODE, TO REVISE PROCEDURES RELATING TO THE SETTING OF CERTAIN SHERIFF'S FEES AND TO MAKE TECHNICAL CORRECTIONS.

**HOUSE BILL NO. 146**

**BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE**

**AN ACT**

RELATING TO THE SHERIFF'S REVOLVING TRAVEL FUND; AMENDING THE HEADING FOR CHAPTER 18, TITLE 31, IDAHO CODE; AMENDING SECTION 31-1801, IDAHO CODE, TO REVISE PROVISIONS RELATING TO A SHERIFF DRAWING CERTAIN EXPENSES IN ADVANCE; AMENDING SECTION 31-1802, IDAHO CODE, TO PROVIDE FOR THE SHERIFF'S REVOLVING EXPENSE FUND AND TO INCREASE THE MAXIMUM AMOUNT TO BE SET ASIDE FOR THE FUND AND TO MAKE A TECHNICAL CORRECTION; AND AMENDING SECTION 31-1803, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE AUDIT OF CERTAIN EXPENSES OF THE SHERIFF BY THE BOARD OF COUNTY COMMISSIONERS AND TO MAKE TECHNICAL CORRECTIONS.

**HOUSE BILL NO. 147**

**BY STATE AFFAIRS COMMITTEE**

**AN ACT**

RELATING TO THE AWARD OF COSTS OF INTERVENTION BEFORE THE PUBLIC UTILITIES COMMISSION; AMENDING SECTION 61-617A, IDAHO CODE, TO INCREASE THE REVENUE THRESHOLD FOR UTILITIES BEFORE THEY PAY THE COSTS OF INTERVENORS, TO INCREASE THE MAXIMUM AWARD OF INTERVENOR FUNDING IN CERTAIN CASES BEFORE THE PUBLIC UTILITIES COMMISSION AND TO MAKE TECHNICAL CORRECTIONS.

**H 139, H 140, H 141, H 142, H 143, H 144, H 145, H 146,** and **H 147** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

**S 1019** and **S 1028**, by Judiciary and Rules Committee, were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee.

There being no objection, the House advanced to the Tenth Order of Business.

### Second Reading of Bills and Joint Resolutions

**S 1001**, by Judiciary and Rules Committee, was read the second time by title and filed for third reading.

**H 13**, as amended, by Mr. Speaker, requested by Board of Examiners, was read the second time by title and filed for third reading.

**H 61**, as amended, by Mr. Speaker, requested by Department of Insurance, was read the second time by title and filed for third reading.

**H 3**, as amended, by Clark, was read the second time by title and filed for third reading.

### Third Reading of Bills and Joint Resolutions

Mr. Deal asked unanimous consent that **H 112** be returned to the State Affairs Committee. There being no objection, it was so ordered.

Mr. Denney asked unanimous consent that **H 114** retain its place on the Third Reading Calendar until Monday, February 10, 2003. There being no objection, it was so ordered.

**H 103** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Wood to open debate.

The question being, "Shall **H 103** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bedke, Bieter, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(23), Gagner, Garrett, Henbest, Jaquet, Jones, Kellogg, Kulczyk, Lake, Langford, Langhorst, Martinez, McGeachin, McKague, Miller, Mitchell, Moyle, Naccarato, Nielsen, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydalch, Sali, Sayler, Schaefer(Schaefer), Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Tilman, Wood, Mr. Speaker. Total -- 64.

NAYS -- Bell. Total -- 1.

Absent and excused -- Field(18), Harwood, Meyer, Trail, Wills. Total -- 5.

Total -- 70.

Whereupon the Speaker declared **H 103** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

**H 104** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Wood to open debate.

The question being, "Shall **H 104** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bedke, Bell, Bieter, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Jones, Kellogg, Kulczyk, Lake, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydalch, Sali, Sayler, Schaefer(Schaefer), Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Tilman, Wills, Wood, Mr. Speaker. Total -- 69.

NAYS -- None.

Absent and excused -- Trail. Total -- 1.

Total -- 70.

Whereupon the Speaker declared **H 104** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

There being no objection, the House advanced to the Sixteenth Order of Business.

### Adjournment

Mr. Denney moved that the House adjourn until 11 a.m., Wednesday, February 5, 2003. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:33 a.m.

BRUCE NEWCOMB, Speaker

ATTEST:

PAMM JUKER, Chief Clerk